

STATE OF WISCONSIN  
**Assembly Journal**

**Ninety-First Regular Session**

9:18 A.M.

WEDNESDAY, February 9, 1994

The assembly met in the temporary assembly chamber located at 119 Martin Luther King Blvd.

Speaker pro tempore Carpenter in the chair.

The prayer was offered by Representative Freese.

Representative Ourada led the membership in reciting the pledge of allegiance to the flag of the United States of America.

The roll was taken.

The result follows:

Present — Representatives Ainsworth, Albers, Baldus, Baldwin, Baumgart, Beal, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Carpenter, Coggs, Coleman, Cullen, Deininger, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Grobschmidt, Gronemus, Grothman, Gruszynski, Hahn, Hanson, Harsdorf, Hasenohrl, Hinkfuss, Holperin, Huber, Hubler, Jensen, Johnsrud, Kaufert, Klusman, Kreibich, Kreuser, Krosnicki, Krug, Krusick, La Fave, Ladwig, Lazich, Lehman, Linton, Lorge, Meyer, Morris-Tatum, Musser, Nass, Notestein, Ott, Otte, Ourada, Owens, Plache, Plombon, Porter, Potter, Prosser, Reynolds, Riley, Roberts, Robson, Rutkowski, Ryba, Schneider, Schneiders, Seratti, Silbaugh, Skindrud, Springer, Stower, Swoboda, Travis, Turner, Underheim, Urban, Vander Loop, Vergeront, Vrakas, Walker, Ward, Welch, Wilder, Williams, Wirch, Wood, Young, L., Young, R., Ziegelbauer, Zukowski and Speaker Kunicki — 99.

Absent — None.

Absent with leave — None.

Vacancies — None.

**AMENDMENTS OFFERED**

Assembly substitute amendment 1 to Assembly Bill 1026 offered by committee on Ways and Means.

Assembly amendment 1 to Assembly Bill 1032 offered by committee on Ways and Means.

Assembly amendment 1 to Assembly Bill 1045 offered by committee on Ways and Means.

**ADMINISTRATIVE RULES**

Read and referred:

**Assembly Clearinghouse Rule 93-131**

Relating to supervised business enterprises operated by blind persons.

Submitted by Department of Health and Social Services.

To committee on Children and Human Services.

Referred on February 9, 1994.

**Assembly Clearinghouse Rule 93-179**

Relating to administration of outdoor recreation program grants and state aid for shooting range development.

Submitted by Department of Natural Resources.

To committee on Tourism and Recreation.

Referred on February 9, 1994.

**Assembly Clearinghouse Rule 93-183**

Relating to the tagging of sturgeon caught by hook and line.

Submitted by Department of Natural Resources.

To committee on Tourism and Recreation.

Referred on February 9, 1994.

**Assembly Clearinghouse Rule 93-217**

Relating to examination fees.

Submitted by Department of Regulation and Licensing.

To committee on Consumer Affairs.

Referred on February 9, 1994.

**Assembly Clearinghouse Rule 93-218**

Relating to reexamination fees.

Submitted by Department of Regulation and Licensing.

To committee on Health.

Referred on February 9, 1994.

**Assembly Clearinghouse Rule 93-219**

Relating to reexamination fees.

Submitted by Department of Regulation and Licensing.

To committee on Health.

Referred on February 9, 1994.

**Assembly Clearinghouse Rule 93-220**

Relating to reexamination fees.

Submitted by Department of Regulation and Licensing.

To committee on Health.

Referred on February 9, 1994.

**Assembly Clearinghouse Rule 93-221**

Relating to examination fees.

Submitted by Department of Regulation and Licensing.

To committee on Consumer Affairs.

Referred on February 9, 1994.

**Assembly Clearinghouse Rule 93-225**

Relating to examination and reexamination fees.

Submitted by Department of Regulation and Licensing.

To committee on Health.

Referred on February 9, 1994.

**Assembly Clearinghouse Rule 93-231**

Relating to a surcharge for failure to pay a fee.

Submitted by State Emergency Response Board.

To committee on Natural Resources.

Referred on February 9, 1994.

**Assembly Clearinghouse Rule 93-240**

Relating to the main street program.

Submitted by Department of Development.

To committee on Small Business and Economic Development.

Referred on February 9, 1994.

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INTRODUCTION AND REFERENCE  
OF PROPOSALS

Read first time and referred:

**Assembly Joint Resolution 118**

Relating to memorializing Congress in opposition to any attempt at granting statehood to the District of Columbia by a bill enacted into law, rather than by a constitutional amendment.

By Representatives Ladwig, Goetsch, Nass, Duff, Welch, Owens, Schneiders, Hahn, Klusman, Seratti, Zukowski and Gard, cosponsored by Senator Drzewiecki.

To committee on Elections, Constitutional Law and Corrections.

**Assembly Joint Resolution 119**

Relating to abolishing, over a 10-year period, the use of the property tax for school operations and directing the legislature to provide, from the income tax, adequate funding for the public schools to ensure that educational opportunities in all school districts are as nearly equal as possible (first consideration).

By Representatives Baldus, Wood, Hasenohrl, Holperin, Stower, Springer, Vander Loop, Lorge, Ryba, Boyle, Musser, Riley and Cullen, cosponsored by Senators Clausing, Wineke, Schultz and Moen.

To committee on Ways and Means.

**Assembly Joint Resolution 120**

Relating to petitioning the U.S. Postal Service and the U.S. Congress to establish a 1st class postage stamp entitled "Game Warden" to honor our nation's conservation wardens, past and present.

By Representatives Hahn, Black, Ott, Baumgart, Johnsrud, Ryba, Stower, Silbaugh, Schneiders, Green, Seratti and Grothman.

To committee on Natural Resources.

**Assembly Bill 1098**

Relating to reciprocal registration exemption agreements for boats, snowmobiles and all-terrain vehicles.

By Joint Legislative Council.

To committee on State Affairs.

**Assembly Bill 1099**

Relating to intergovernmental cooperation agreements and units of government responsible for recycling.

By Joint Legislative Council.

To committee on State Affairs.

**Assembly Bill 1100**

Relating to restricting firearm possession, the grounds for holding a child in secure custody and for placing a child in a secured correctional facility and providing a penalty.

By Representatives Prosser, Potter, Freese, Duff, Welch, La Fave, Musser, Ziegelbauer, Beal, Jensen, Vergeront, Porter, Seratti, Skindrud, Vander Loop, Goetsch, Nass, Dobyns, Urban, Ryba, Owens, Ott, Boyle, Vrakas, Silbaugh, Hahn, Schneiders, Holperin, Harsdorf, Ainsworth, Lorge, Riley, Zukowski, Kreibich and Green, cosponsored by Senators Darling, Huelsman, Moore, Buettner, Weeden, Rosenzweig, Panzer, Drzewiecki, Cowles, Wineke and Plewa.

To committee on Children and Human Services.

**Assembly Bill 1101**

Relating to setting separate fees for certain physicians for the patients compensation fund and granting rule-making authority.

By Representatives Carpenter and Baldus, cosponsored by Senators Huelsman and Rosenzweig.

To committee on Insurance, Securities and Corporate Policy.

**Assembly Bill 1102**

Relating to providing coverage under the state group health insurance program for the surviving spouse of a state employe or retired state employe.

By Representatives Hubler, Kreuser, Baldus, Baldwin, Boyle, Gard, Goetsch, Gronemus, Hasenohrl, Huber, Lorge, Notestein, Ott, Otte, Plache, Plombon, Robson, Schneiders, Travis and Ziegelbauer, cosponsored by Senators Jauch, Helbach, Drzewiecki, Rosenzweig, Zien and Darling.

To committee on Insurance, Securities and Corporate Policy.

**Assembly Bill 1103**

Relating to labeling requirements for certain metal containers, granting rule-making authority and providing a penalty.

By Representatives Johnsrud, Black, Ainsworth, Baumgart, Bock, Boyle, Brandemuehl, Cullen, Freese,

Goetsch, Grobschmidt, Harsdorf, Lorge, Musser, Ott, Owens, Roberts, Seratti, Wirch and R. Young, cosponsored by Senators Rude and Drzewiecki.

To committee on Natural Resources.

**Assembly Bill 1104**

Relating to paying part of the revenues from the state sales taxes to certain tax incremental districts in which they are generated and making an appropriation.

By Representatives Huber, Ziegelbauer, Kaufert, Notestein, Porter, Boyle, Hinkfuss, Grobschmidt, Turner, Plache, Bolle, Meyer, Wilder, Robson, Roberts, Plombon and Kreuser, cosponsored by Senators Burke, Rosenzweig, Andrea, Decker and Potter.

To committee on Small Business and Economic Development.

**Assembly Bill 1105**

Relating to imposing a forfeiture against an employer that fails to withhold or send money under a child support or maintenance order and providing a penalty.

By Representatives Wood, Jensen, Robson, Boyle, Ziegelbauer, Turner, Hahn, Potter, Riley, La Fave, Springer, Duff and Seratti, cosponsored by Senators Moore and Plewa.

To committee on Judiciary.

**Assembly Bill 1106**

Relating to tuition grants for farm training programs at vocational, technical and adult education schools and making an appropriation.

By Representatives Ott, Gronemus, Ainsworth, Harsdorf, Ward, Zukowski, Brandemuehl, Springer, Reynolds, Green, Hahn, Silbaugh, Seratti, Plombon, Lorge, Goetsch, Stower, Coleman, Freese, Ryba, Owens, Ladwig, Boyle and Albers, cosponsored by Senators Lasee, Darling, Breske, Cowles and Clausing.

To committee on Education.

**Assembly Bill 1107**

Relating to the retailer's discount for the sales tax and use tax.

By Representatives Wilder, Springer, Roberts, Kaufert, Reynolds, Plombon, Cullen, Lorge, Goetsch, Grothman, Musser, Gronemus, Hinkfuss, Ziegelbauer, Ladwig, Coleman, Kreuser, Otte, Seratti, Hanson, Holperin and Schneiders, cosponsored by Senators Clausing, Wineke, Drzewiecki and Breske.

To committee on Ways and Means.

**Assembly Bill 1108**

Relating to limitation of income from multiple positions with state agencies and certain authorities, granting rule-making authority and providing an exemption from emergency rule procedures.

By Representatives Gruszynski, Harsdorf, Meyer, Green, Hanson, Albers, Baldwin, Beal, Ourada, Owens, Plache, Musser, Lorge, Dobyms and Robson, cosponsored by Senators Darling, Helbach, Lorman, Potter, Huelsman, Risser, Schultz, Cowles, Plewa, Buettner, Panzer and Rosenzweig.

To committee on State Affairs.

**Assembly Bill 1109**

Relating to the appointment to the board of regents of the university of Wisconsin system and creating a board of regents nominating council.

By Representatives Baldwin, Baldus, Black, Gronemus and Turner, cosponsored by Senators Risser, Clausing, Moore, Moen and Chvala.

To committee on Colleges and Universities.

**Assembly Bill 1110**

Relating to tenants' security deposits.

By Representative Baumgart, by request of Hanz Wasserburger.

To committee on Consumer Affairs.

**Assembly Bill 1111**

Relating to hazardous materials transportation, emergency response preparedness, interstate law enforcement agreements, granting rule-making authority and making appropriations.

By Representatives Boyle, Black, Johnsrud, Carpenter, Grobschmidt, Notestein, Hinkfuss, Lorge, Bock, Baldus, Robson, Stower and Baldwin, cosponsored by Senators Jauch, Weeden, Burke, Clausing and Risser.

To committee on Environmental Resources.

**Assembly Bill 1112**

Relating to equipping personal watercraft with decals that contain certain information about the operation of personal watercraft.

By Representatives Coleman, Ourada, Gruszynski, Owens and Silbaugh, cosponsored by Senator Andrea.

To committee on Natural Resources.

**Assembly Bill 1113**

Relating to a grant to the city of Beloit for improvements to a baseball stadium and making an appropriation.

By Representatives Robson, Bock, Carpenter, Turner and Riley, cosponsored by Senators Weeden, Wineke, Andrea and Burke.

To committee on Small Business and Economic Development.

**Assembly Bill 1114**

Relating to: establishing the health security plan with premium subsidies and an employer mandate; creating and providing duties of a health security commission and a council on health security; health insurance market reform; terminating medical coverage under the general relief and relief of needy Indian persons programs; seeking a waiver or federal legislation to expand medical assistance eligibility and to provide medical assistance under the health security plan; development of a primary care physician shortage plan; increasing the cigarette tax rate; creating the health security fund; requiring development of a public health services improvement plan; collective bargaining of health insurance coverage and premiums; granting rule-making authority; and making an appropriation.

By Representatives Robson, Potter, Bock, Bell, Linton, Notestein, R. Young, Coggs, Holperin, Morris-

Tatum, Plombon, Riley, Schneider, Springer, Turner, Wilder, Wirch, Boyle, Hasenohrl, Carpenter, Hinkfuss and Gruszynski, cosponsored by Senators Wineke and Clausing.

To Special Committee on Health Care Review.

**Assembly Bill 1115**

Relating to the adjustment to a school district's revenue limits for debt service on certain state trust fund loans.

By Representatives Linton, Grobschmidt, Reynolds, Deininger, Owens, Gronemus, Hahn, Stower, Albers, Zukowski, Holperin and Skindrud, cosponsored by Senators Wineke, Jauch, Breske and Zien.

To committee on Ways and Means.

**Assembly Bill 1116**

Relating to school board contracts with private agencies for children at risk programs.

By Representatives La Fave, Jensen, Notestein, Duff, Riley, Ward, Beal, Plache, Ziegelbauer, Goetsch, Hanson, Silbaugh, Baldus, Lehman, Vrakas, Owens, Vergeront, Lorge, Albers and Lazich, cosponsored by Senators Darling, Helbach, Huelsman and Petak.

To committee on Education.

**Assembly Bill 1117**

Relating to requiring capital expenditure review of certain hospital operating leases.

By Representatives R. Young, Robson, Albers, Underheim, Baldus, Bock, Boyle, Hanson, Harsdorf, Holperin, La Fave, Notestein, Roberts, Springer and Ziegelbauer, cosponsored by Senators Moen, Lorman and Burke.

To committee on Health.

**Assembly Bill 1118**

Relating to the salaries for district attorney positions.

By Representatives Kunicki, Linton, Travis and Prosser, cosponsored by Senators Rude, Leean, Ellis and Jauch.

To committee on Rules.

**Assembly Bill 1119**

Relating to the enrollment of a pupil who has been expelled from another school district.

By Representatives Hahn, Grobschmidt, Brandemuehl, Ryba, Otte, Welch, Foti, Goetsch, Jensen, Silbaugh, Ott, Freese, Zukowski, Skindrud, Musser, Albers, Vrakas, Owens, Grothman and Vergeront, cosponsored by Senators Leean, Lasee and Drzewiecki.

To committee on Education.

**Assembly Bill 1120**

Relating to establishing a pilot electronic records program and making an appropriation.

By Representative Schneider.

To committee on Trade, Science and Technology.

**Assembly Bill 1121**

Relating to the liability of a parent for acts committed by a juvenile.

By Representatives Ziegelbauer, Plache, Jensen, Grobschmidt, Ladwig, Boyle, Seratti, Plombon, Lehman, Stower, Musser, Baldus, Otte, Huber, Brandemuehl, Roberts, Ainsworth, Baumgart, Dobyns, Springer, Goetsch, Silbaugh, Harsdorf, Hasenohrl, Albers and Porter, cosponsored by Senators Potter, Huelsman, Rosenzweig, Breske, Weeden and Buettner.

To committee on Insurance, Securities and Corporate Policy.

**Assembly Bill 1122**

Relating to special distinguishing registration plates for members of the commissioned corps of the U.S. public health service.

By Representatives Green, Grothman and Lorge, cosponsored by Senators Zien and Cowles.

To committee on Highways.

**Assembly Bill 1123**

Relating to establishing a local government records program, creating a fee for the filing of birth and death certificates and marriage documents and making an appropriation.

By Representatives Swoboda, Baldwin, and Stower, cosponsored by Senators Buettner, Clausing, Huelsman and Zien.

To committee on Urban and Local Affairs.

**Assembly Bill 1124**

Relating to interest and penalty on delinquent instalment payments of property taxes.

By Representatives Kaufert, Ziegelbauer, Ryba, Owens, Huber, Dobyns, Robson, Lorge, Musser, Ainsworth, Springer, Seratti, Silbaugh, Grothman, Reynolds, Ott and Harsdorf, cosponsored by Senators Cowles and Darling.

To committee on Ways and Means.

**Assembly Bill 1125**

Relating to a state minimum wage, overtime pay for executive, administrative and professional employes, granting rule-making authority and providing a penalty.

By Representatives Coggs, Baldwin, Roberts, L. Young, Bock, Carpenter, Riley, Morris-Tatum, R. Young, Boyle, Black, Notestein, Plache, Robson, Bell, Krug, Stower, Springer and Potter, cosponsored by Senators Chvala, Andrea, Decker, Moen, Moore, Burke, Risser, Jauch, Plewa and Wineke.

To committee on Labor and Job Training.

**Assembly Bill 1126**

Relating to abolishing the property tax levy for school operations and establishing a school funding study committee.

By Representatives Kunicki, Linton, Travis, Carpenter, Notestein, Potter, Bell, Meyer, Springer, Bock, Wood, Baldus, Wilder, Stower, Gronemus, Baumgart, Reynolds, Black, Morris-Tatum, Coggs, La Fave, Huber, Boyle, Gruszynski, Holperin, Roberts, Hasenohrl, Grobschmidt, Robson, Baldwin, Wirch, Kreuser, Cullen, Ryba, Vander Loop, L. Young, Riley, Hinkfuss, Hubler, Musser, Lorge, Porter, Johnsrud,

Krusick, R. Young and Hanson, cosponsored by  
Senators Jauch and Wineke.  
To committee on Rules.

**COMMITTEE REPORTS**

The committee on Children and Human Services  
reports and recommends:

**Assembly Bill 101**

Relating to termination of parental rights over a child  
conceived as a result of sexual assault.

Passage: Ayes: (7) Noes: (0)  
To committee on Rules.

**Senate Bill 117**

Relating to termination of parent rights over a child  
conceived as a result of a sexual assault and support of a  
child conceived as a result of a sexual assault by a parent  
convicted of that assault.

Concurrence: Ayes: (7) Noes: (0)  
To committee on Rules.

**Senate Bill 232**

Relating to jurisdiction in proceedings against  
children 16 years of age or older for all-terrain vehicle  
violations.

Concurrence: Ayes: (7) Noes: (0)  
To committee on Rules.

**Senate Bill 434**

Relating to changing the definition of a community-  
based residential facility.

Adoption of assembly amendment 1:  
Ayes: (6) Noes: (1)

Concurrence: Ayes: (6) Noes: (1)  
To committee on Rules.

REBECCA YOUNG  
Chairperson

The committee on Criminal Justice and Public Safety  
reports and recommends:

**Assembly Bill 374**

Relating to discretionary parole notices.

Passage: Ayes: (13) Noes: (0)  
To committee on Rules.

**Assembly Bill 784**

Relating to sexual assault of a child and providing a  
penalty.

Passage: Ayes: (12) Noes: (1)  
To committee on Rules.

**Senate Bill 308**

Relating to sexual assault and providing penalties.

Adoption of assembly substitute amendment 1:  
Ayes: (13) Noes: (0)

Concurrence: Ayes: (13) Noes: (0)  
To committee on Rules.

WAYNE WOOD  
Chairperson

The committee on Education reports and  
recommends:

**Assembly Resolution 25**

Relating to requesting the legislative council to study  
school funding.

Adoption: Ayes: (15) Noes: (1)  
To committee on Rules.

**Assembly Bill 494**

Relating to pupil rights in research, experimental  
programs and testing.

Adoption of assembly amendment 1 to assembly  
substitute amendment 1:

Ayes: (14) Noes: (2)

Adoption of assembly amendment 2 to assembly  
substitute amendment 1:

Ayes: (14) Noes: (2)

Adoption of assembly substitute amendment 1:  
Ayes: (15) Noes: (1)

Passage: Ayes: (14) Noes: (2)  
To committee on Rules.

**Assembly Bill 794**

Relating to grants to school districts for families and  
schools together programs and making an  
appropriation.

Adoption of assembly amendment 1:  
Ayes: (16) Noes: (0)

Passage: Ayes: (16) Noes: (0)  
To Joint Committee on Finance.

RICHARD GROBSCHMIDT  
Chairperson

The Joint Committee on Finance reports and  
recommends:

**Assembly Bill 757**

Relating to the regulation of perfusionists by the  
medical examining board, creating a perfusionists  
examining council and granting rule-making authority.

Adoption of assembly amendment 1 to assembly  
substitute amendment 1:

Ayes: (9) Noes: (5)

Adoption of assembly substitute amendment 1:  
Ayes: (12) Noes: (2)

Passage: Ayes: (8) Noes: (6)  
To committee on Rules.

BARBARA LINTON  
Assembly Chairperson

The committee on Health reports and recommends:

**Assembly Bill 832**

Relating to prohibiting insurers from excluding coverage of certain drugs for the treatment of cancer.

Adoption of assembly amendment 1 to assembly substitute amendment 1:

Ayes: (18) Noes: (0)

Adoption of assembly substitute amendment 1:

Ayes: (14) Noes: (4)

Passage: Ayes: (12) Noes: (6)

To Joint Committee on Finance.

JUDITH ROBSON  
Chairperson

The committee on Judiciary reports and recommends:

**Senate Bill 369**

Relating to a uniform interstate family support act.

Adoption of assembly amendment 1:

Ayes: (9) Noes: (0)

Concurrence: Ayes: (9) Noes: (0)

To committee on Rules.

JAMES RUTKOWSKI  
Chairperson

The committee on Transportation reports and recommends:

**Assembly Bill 482**

Relating to reimbursing towns for the cost of providing fire and ambulance service on certain highways.

Adoption of assembly amendment 1:

Ayes: (10) Noes: (1)

Adoption of assembly amendment 2:

Ayes: (10) Noes: (1)

Passage: Ayes: (9) Noes: (3)

To Joint Committee on Finance.

**Assembly Bill 719**

Relating to service provided by urban mass transit systems.

Adoption of assembly substitute amendment 1:

Ayes: (10) Noes: (2)

Passage: Ayes: (11) Noes: (1)

To committee on Rules.

**Assembly Bill 788**

Relating to the county share of certain city and village street improvements.

Adoption of assembly substitute amendment 1:

Ayes: (12) Noes: (0)

Passage: Ayes: (12) Noes: (0)

To committee on Rules.

**Assembly Bill 986**

Relating to funding the rebuilding of private road crossings.

Passage: Ayes: (12) Noes: (0)

To committee on Rules.

**Senate Bill 368**

Relating to parking reserved for vehicles used by physically disabled persons and providing a penalty.

Adoption of assembly amendment 1:

Ayes: (12) Noes: (0)

Concurrence: Ayes: (12) Noes: (0)

To committee on Rules.

ROBERT TURNER  
Chairperson

The committee on Urban Education reports and recommends:

**Assembly Bill 806**

An act relating to preschool to grade 5 programs and making an appropriation.

Passage: Ayes: (5) Noes: (3)

To Joint Committee on Finance.

**Assembly Bill 877**

Relating to establishing a preschool to grade 5 pilot program in a 1st class city school district and making an appropriation.

Passage: Ayes: (5) Noes: (3)

To Joint Committee on Finance.

DAVID CULLEN  
Chairperson

The committee on Ways and Means reports and recommends:

**Assembly Bill 791**

Relating to potential job transfers under the tax incremental financing program.

Adoption of assembly amendment 1:

Ayes: (16) Noes: (0)

Passage: Ayes: (10) Noes: (6)

To committee on Rules.

**Assembly Bill 792**

Relating to job shifting requirements for tax incremental financing districts and providing a penalty.

Passage: Ayes: (10) Noes: (6)

To committee on Rules.

**Assembly Bill 857**

Relating to authorizing an increase in a school district's revenue limit for state aid received as a result of making expenditures from a capital expansion fund.

Adoption of assembly substitute amendment 1:

Ayes: (16) Noes: (0)

Passage: Ayes: (10) Noes: (6)  
To committee on Rules.

JEANNETTE BELL  
Chairperson

MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has concurred in:

**Assembly Bill 517**

Assembly amendment 1 to **Senate Bill 89**

Assembly amendment 1 to **Senate Bill 186**

Assembly amendments 1 and 2 to **Senate Bill 265**

Assembly substitute amendment 3 to **Senate Bill 316**

Assembly amendment 1 to **Senate Bill 328**

Assembly amendment 1 to **Senate Bill 374**

Passed and asks concurrence in:

**Senate Bill 21**

**Senate Bill 372**

**Senate Bill 427**

**Senate Bill 550**

Adopted and asks concurrence in:

**Senate Joint Resolution 19**

**Senate Joint Resolution 35**

ACTION ON THE SENATE MESSAGE

**Senate Joint Resolution 19**

Relating to abolishing the constitutional grant of legislative immunity from arrest and civil process (first consideration).

By Senators Jauch, Buettner, Farrow and Huelsman; cosponsored by Representatives Krusick, Hubler, Bell, Bock, Carpenter, Duff; Gard, Goetsch, Hahn, Holperin, Hinkfuss, Jensen, Underheim and Harsdorf.

To committee on Judiciary.

**Senate Joint Resolution 35**

Relating to calling on Congress to provide funding to tribal governments for environmental protection programs.

By Senators Breske, Jauch, Plewa and Clausing; cosponsored by Representatives Holperin, Boyle, Gruszynski, Lorge, Baldus, Turner, L. Young, Huber and Coggs

To committee on State Affairs.

**Senate Bill 21**

Relating to the disclosure of child abuse reports and records.

By Senators Moen, Breske, Lorman, Huelsman and Buettner; cosponsored by Representatives Musser,

Brancel, Baldus, Gronemus, Ryba, Roberts, Turner and Cullen.

To committee on Children and Human Services.

**Senate Bill 372**

Relating to harassment of police animals and providing penalties.

By Senators Chvala and Burke; cosponsored by Representatives Ryba, Carpenter, Musser, Hanson, Grobschmidt, Ziegelbauer, Silbaugh, Schneiders, Turner, La Fave, Boyle, Huber and Welch.

To committee on Criminal Justice and Public Safety.

**Senate Bill 427**

Relating to preadmission screening and resident review for and relocation from institutions for mental diseases and granting rule-making authority.

By Senators Potter, Moen and Buettner; cosponsored by Representatives Baumgart, Otte and Gronemus.

To committee on Children and Human Services.

**Senate Bill 550**

Relating to the requirement that school districts provide instruction in foreign language in grades 7 and 8.

By committee on Education.

To committee on Education.

MOTIONS

Representative Schneider asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 6** be withdrawn from today's calendar and rereferred to the Special Committee on Gambling Oversight. Granted.

Representative Potter asked unanimous consent that the assembly stand recessed for ten minutes. Granted.

The assembly stood recessed.

9:21 A.M.

RECESS

The assembly reconvened.

Speaker pro tempore Carpenter in the chair.

MOTIONS

Representative Dobyms asked unanimous consent to be removed as a coauthor of **Assembly Bill 350**. Granted.

Representative Ryba asked unanimous consent to be removed as a coauthor of **Assembly Bill 350**. Granted.

CALENDAR OF WEDNESDAY, FEBRUARY 9

**Assembly Bill 38**

Relating to fees charged certain food processing plants and retail food establishments.

The question was: Shall **Assembly Bill 38** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 38** be given a third reading. Granted.

The question was: **Assembly Bill 38** having been read three times, shall the bill be passed?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 38** be immediately messaged to the senate. Granted.

**Assembly Bill 179**

Relating to encouragement of gasohol usage, information concerning gasohol refueling facilities, storage of gasohol by the state and use of gasohol in state-owned and state-leased vehicles.

The question was: Shall assembly amendment 1 to assembly substitute amendment 3 to **Assembly Bill 179** be adopted?

Motion carried.

The question was: Shall assembly amendment 2 to assembly substitute amendment 3 to **Assembly Bill 179** be adopted?

Motion carried.

POINT OF ORDER

Representative Wood rose to the point of order that assembly substitute amendment 3 to **Assembly Bill 179** was not germane under Assembly Rule 54(3)(f).

The chair took the point of order under advisement.

**Assembly Bill 194**

Relating to distribution or possession of controlled substances in or near public housing projects and providing a penalty.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 194** offered by Representative Travis.

Representative Underheim moved rejection of assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 194**.

Representative Travis asked unanimous consent that the assembly stand informal for ten minutes.

Representative Prosser objected.

Representative Travis moved that the assembly stand recessed for ten minutes.

The question was: Shall the assembly stand recessed for ten minutes?

The roll was taken.

The result follows:

Ayes — Representatives Baldus, Baldwin, Baumgart, Bell, Black, Bock, Bolle, Boyle, Carpenter, Coggs, Cullen, Gronemus, Gruszynski, Hanson, Hasenohrl, Hinkfuss, Holperin, Huber, Hubler, Kreuser, Krug, La Fave, Linton, Meyer, Morris-Tatum, Notestein, Plache, Plombon, Potter, Reynolds, Riley, Roberts, Robson, Rutkowski, Ryba, Schneider, Springer, Stower, Swoboda, Travis, Turner, Vander Loop, Wilder, Williams, Wirch, Wood, Young, L., Young, R., Ziegelbauer and Speaker Kunicki — 50.

Noes — Representatives Ainsworth, Albers, Beal, Brancel, Brandemuehl, Coleman, Deininger, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Grobschmidt, Grothman, Hahn, Harsdorf, Jensen, Johnsrud, Kaufert, Klusman, Kreibich, Krosnicki, Krusick, Ladwig, Lazich, Lehman, Lorge, Musser, Nass, Ott, Otte, Ourada, Owens, Porter, Prosser, Schneiders, Seratti, Silbaugh, Skindrud, Underheim, Urban, Vergeront, Vrakas, Walker, Ward, Welch and Zukowski — 49.

Absent or not voting — None.

Motion carried.

The assembly stood recessed.

12:10 P.M.

RECESS

12:45 P.M.

The assembly reconvened.

Speaker pro tempore Carpenter in the chair.

**Assembly Bill 194**

Relating to distribution or possession of controlled substances in or near public housing projects and providing a penalty.

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 194** be rejected?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Albers, Baldwin, Beal, Bock, Bolle, Brancel, Brandemuehl, Coggs, Coleman, Deininger, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Grobschmidt, Gronemus, Grothman, Hahn, Harsdorf, Hinkfuss, Holperin, Huber, Jensen, Johnsrud, Kaufert, Klusman, Kreibich, Krosnicki, Krusick, La Fave, Ladwig, Lazich, Lehman, Meyer,

Musser, Nass, Ott, Otte, Ourada, Owens, Plombon, Prosser, Riley, Roberts, Schneider, Schneiders, Seratti, Silbaugh, Skindrud, Springer, Underheim, Urban, Vander Loop, Vergeront, Vrakas, Walker, Ward, Welch, Wilder, Williams, Wirch, Wood, Young, R., Ziegelbauer and Zukowski — 69.

Noes — Representatives Baldus, Baumgart, Bell, Black, Boyle, Carpenter, Cullen, Gruszynski, Hanson, Hasenohrl, Hubler, Kreuser, Krug, Linton, Lorge, Morris-Tatum, Notestein, Plache, Porter, Potter, Reynolds, Robson, Rutkowski, Ryba, Stower, Swoboda, Travis, Turner, Young, L. and Speaker Kunicki — 30.

Absent or not voting — None.

Motion carried.

Representative Bock asked unanimous consent to be recorded as voting "No" on the previous question. Granted.

Representative Swoboda asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 194** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 194** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 194** be given a third reading. Granted.

The question was: **Assembly Bill 194** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Albers, Baldus, Baldwin, Baumgart, Beal, Bell, Black, Bock, Bolle, Brancel, Brandemuehl, Carpenter, Coggs, Coleman, Cullen, Deininger, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Grobschmidt, Gronemus, Grothman, Gruszynski, Hahn, Hanson, Harsdorf, Hasenohrl, Hinkfuss, Holperin, Huber, Hubler, Jensen, Johnsrud, Kaufert, Klusman, Kreibich, Kreuser, Krosnicki, Krusick, La Fave, Ladwig, Lazich, Lehman, Linton, Lorge, Meyer, Morris-Tatum, Musser, Nass, Notestein, Ott, Otte, Ourada, Owens, Plache, Plombon, Porter, Potter, Prosser, Reynolds, Riley, Roberts, Robson, Rutkowski, Ryba, Schneider, Schneiders, Seratti, Silbaugh, Skindrud, Springer, Stower, Swoboda, Travis, Turner, Underheim, Urban, Vander Loop, Vergeront, Vrakas, Walker, Ward, Welch, Wilder, Williams, Wirch, Wood, Young, L., Young, R., Ziegelbauer, Zukowski and Speaker Kunicki — 97.

Noes — Representatives Boyle and Krug — 2.

Absent or not voting — None.

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 194** be immediately messaged to the senate. Granted.

#### **Assembly Bill 350**

Relating to the calculation of recycling grants awarded to local governmental units.

Representative Travis asked unanimous consent that **Assembly Bill 350** be rereferred to the committee on Rules. Granted.

#### **Assembly Bill 681**

Relating to local regulation of dogs based on breed.

Assembly amendment 1 to **Assembly Bill 681** offered by Representative Grobschmidt.

Representative Krug moved rejection of assembly amendment 1 to **Assembly Bill 681**.

The question was: Shall assembly amendment 1 to **Assembly Bill 681** be rejected?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Baldwin, Beal, Bell, Black, Bock, Brandemuehl, Coggs, Coleman, Cullen, Deininger, Goetsch, Hanson, Harsdorf, Hasenohrl, Hinkfuss, Jensen, Klusman, Krosnicki, Krug, Ladwig, Lazich, Lehman, Linton, Meyer, Morris-Tatum, Notestein, Ourada, Owens, Plache, Porter, Prosser, Riley, Roberts, Robson, Ryba, Schneiders, Seratti, Skindrud, Springer, Travis, Welch, Williams, Young, L., Young, R., Zukowski and Speaker Kunicki — 47.

Noes — Representatives Albers, Baldus, Baumgart, Bolle, Boyle, Brancel, Carpenter, Dobyns, Duff, Foti, Freese, Gard, Green, Grobschmidt, Gronemus, Grothman, Gruszynski, Hahn, Holperin, Huber, Hubler, Johnsrud, Kaufert, Kreibich, Kreuser, Krusick, La Fave, Lorge, Musser, Nass, Ott, Otte, Plombon, Potter, Reynolds, Rutkowski, Schneider, Silbaugh, Stower, Swoboda, Turner, Underheim, Urban, Vander Loop, Vergeront, Vrakas, Walker, Ward, Wilder, Wirch, Wood and Ziegelbauer — 52.

Absent or not voting — None.

Motion failed.

The question was: Shall assembly amendment 1 to **Assembly Bill 681** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 681** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 681** be given a third reading. Granted.

The question was: **Assembly Bill 681** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Albers, Baldwin, Bell, Black, Bock, Brancel, Coggs, Coleman, Cullen, Deininger, Dobyms, Gard, Goetsch, Gronemus, Grothman, Hanson, Harsdorf, Hasenohrl, Hinkfuss, Jensen, Klusman, Kreibich, Krosnicki, Krug, Krusick, La Fave, Lazich, Lehman, Linton, Lorge, Meyer, Morris-Tatum, Musser, Notestein, Ott, \*Otte, Ourada, Plache, Porter, Potter, Prosser, Riley, Roberts, Robson, Ryba, Schneider, Seratti, Silbaugh, Skindrud, Springer, Travis, Turner, Welch, Williams, Young, L., Young, R., Zukowski and Speaker Kunicki — 59.

Noes — Representatives Baldus, Baumgart, Beal, Bolle, Boyle, Brandemuehl, Carpenter, Duff, Foti, Freese, Green, Grobschmidt, Gruszynski, Hahn, Holperin, Huber, Hubler, Johnsrud, Kaufert, Kreuser, Ladwig, Nass, Owens, Plombon, Reynolds, Rutkowski, Schneiders, Stower, Swoboda, Underheim, Urban, Vander Loop, Vergeront, Vrakas, Waiker, Ward, Wilder, Wirch, Wood and Ziegelbauer — 40.

Absent or not voting — None.

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 681** be immediately messaged to the senate. Granted.

#### **Assembly Bill 1033**

Relating to permissible investments of certain local units of government.

The question was: Shall **Assembly Bill 1033** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 1033** be given a third reading. Granted.

The question was: **Assembly Bill 1033** having been read three times, shall the bill be passed?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 1033** be immediately messaged to the senate. Granted.

#### **Senate Bill 228**

Relating to operation of and proof of financial responsibility for solid and hazardous waste facilities.

The question was: Shall **Senate Bill 228** be ordered to a third reading?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 228** be given a third reading. Granted.

The question was: **Senate Bill 228** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 228** be immediately messaged to the senate. Granted.

#### **Senate Bill 287**

Relating to requiring full legal descriptions on real estate documents submitted for filing or recording.

The question was: Shall assembly amendment 1 to **Senate Bill 287** be adopted?

Motion carried.

The question was: Shall **Senate Bill 287** be ordered to a third reading?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 287** be given a third reading. Granted.

The question was: **Senate Bill 287** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 287** be immediately messaged to the senate. Granted.

Representative Hinkfuss asked unanimous consent that the assembly adjourn in honor of St. Thomas Aquinas, St. Leo and St. Rose Grade Schools, which are being closed forcing 360 students to be bussed to other schools in Milwaukee. Granted.

Representative Linton asked unanimous consent that the assembly adjourn in honor of her daughter, Michelle Lee Linton, and her fiance Brett Roy Parker, who will be wed in matrimony on Saturday, February 12, 1994. Granted.

Representative Springer asked unanimous consent that the assembly adjourn in honor of Michael Mikalsen from the Assembly Republican Caucus, who is celebrating his twenty-seventh birthday today. Granted.

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Representative Morris-Tatum asked unanimous consent that the assembly adjourn in honor of Ezekiel Gillespie, an African-American hero, who lived in Milwaukee and attempted to vote in the 1865 Gubernatorial election. His vote was rejected and then ultimately vindicated by the State Supreme Court in 1866, which made it possible for African-Americans to vote ever since. Granted.

Representative Reynolds asked unanimous consent that the assembly adjourn in honor of his daughter, Nikki Reynolds, who is celebrating her nineteenth birthday today. Granted.

Representative Coggs asked unanimous consent that the assembly adjourn in honor of Fredrick Douglas, an African-American leader who was born on February 10, 1817. Granted.

The following members submitted forms to the chief clerk requesting to be made coauthors or cosponsors of proposals currently in the assembly, pursuant to the unanimous consent request made by Representative Travis on Tuesday, May 18, 1993:

Representative Dobyms: Assembly Bill 194.

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Representative Travis moved that the assembly stand adjourned until 10:00 A.M. tomorrow.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

1:42 P.M.